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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

JAMES ANTHONY REYES,)	Case No.: 2:24-cv-00426-CKD
)	
Plaintiff,)	STIPULATION AND ORDER FOR
)	VOLUNTARY REMAND PURSUANT TO
)	SENTENCE FOUR OF 42 U.S.C. § 405(g)
v.)	
MARTIN O'MALLEY,)	
Commissioner of Social Security)	
Defendant.)	

IT IS HEREBY STIPULATED, by and between the parties, through their undersigned attorneys, and with the approval of the Court, that the Commissioner of Social Security has agreed to a voluntary remand of this case pursuant to sentence four of 42 U.S.C. § 405(g). The purpose of the remand is to offer Plaintiff a new decision. The parties agree that no specific aspect of the Commissioner's final decision is affirmed.

On remand, the Commissioner will offer Plaintiff the opportunity for a hearing; reconsider the pertinent issues, including, but not limited to, reconsidering the medical opinions and prior administrative medical findings; develop the record as necessary; and issue a new

1 decision. The parties further request that the Clerk of the Court be directed to enter a final
2 judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the
3 Commissioner.

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6 Respectfully submitted,

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8 DATE: July 1, 2024

/s/ Francesco P. Benavides *
FRANCESCO P. BENAVIDES,
Attorney for Plaintiff
(* approved via email on 6/27/24)

11 PHILLIP A. TALBERT
12 United States Attorney

13 DATE: July 1, 2024

By s/ Marcelo Illarmo
MARCELO ILLARMO
Special Assistant United States Attorney

Attorneys for Defendant

16
17 **ORDER**

18 Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of
19 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand"), and for cause shown, IT
20 IS HEREBY ORDERED, ADJUDGED AND DECREED that the above-captioned action is
21 remanded to the Commissioner of Social Security for further proceedings consistent with the
22 terms of the Stipulation to Remand.

23 July 3, 2024

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25 CAROLYN K. DELANEY
26 UNITED STATES MAGISTRATE JUDGE
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